

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Edmark et al.**

Serial No.: **09/612,350**

Filed: **July 06, 2000**

**For: Method and System for Tracing  
Profiling Information Using Per Thread  
Metric Variables with Reused Kernel  
Threads**

§ Group Art Unit: **2192**  
§  
§ Examiner: **Kendall, Chuck O.**  
§  
§ Attorney Docket No.: **AUS000057US1**  
§  
§

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**35525**  
PATENT TRADEMARK OFFICE  
CUSTOMER NUMBER

**RESPONSE TO OFFICE ACTION**

Sir:

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

In response to the Office Action of April 06, 2007, please amend the above-identified application as follows:

**A Listing of Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.

## **REMARKS/ARGUMENTS**

Claims 1-12, 14-21, and 23-34 are pending in the present application. No amendments are made in this response. Reconsideration of the claims is respectfully requested.

### **I. Obviousness-Type Double Patenting**

The examiner rejected claims 1-34 under obviousness-type double patenting in view of claims 1-43 of U.S. Patents 6,904,594 and 6,735,758. In response, Applicants have included a terminal disclaimer with this paper, thereby overcoming the rejection. Accordingly, the claims should now be in condition for allowance.

### **II. Conclusion**

The subject application is patentable over the cited references and should now be in condition for allowance. The examiner is invited to call the undersigned at the below-listed telephone number if in the opinion of the examiner such a telephone conference would expedite or aid the prosecution and examination of this application.

DATE: July 6, 2007

Respectfully submitted,

/Theodore D. Fay, III/

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